C.S.1001

IN THE HONOURABLE HIGH COURT OF CHHATTISGARH AT BILASPUR

WRIT PETITION NO. 3195 OF 2004(D.B.)

PETITIONER : Bastar Zila Thok Upbhokta Bhandar Maryadit (Whole Sale Consumer Co-operative Society) Jagdalpur Distt. Bastar (CG)

Through : Its Manager, P.N. Mishra, aged about 40 years, son of Shri R.A. Mishra, office – Hikmipara, Jagdalpur.

10-9-04
Presented on 3192/04
dated Shaqlu Khushan

VERSUS

RESPONDENTS :

1. State of Chhattisgarh, Through: The Principal Secretary Department of Food and Civil Supplies and Consumer Protection Department, D.K.S. Bhawan, Mantralay, Raipur (C.G.).

2. The Collector, (Food Section) Distt. Bastar, Jagdalpur (CG)

3. The Assistant Food Officer, Collectorate Premises, Jagdalpur.

4. Bastar Vikas Pradhikaran, through : Its Member Secretary, (Secretary to Hon'ble Chief Minister) Mantralay Dau Kalyan Singh Bhawan, Raipur.

10/9/04

COPY 10.9.04 Bilaspur

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF AN APPROPRIATE WRIT IN THE NATURE OF MANDAMUS/CERTIORARI ETC. OR DIRECTION/ORDER IN THE LIKE NATURE ETC.

(49)

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक WP-3195/2004 सन् 2004

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

DB: HON'BLE SHRI FAKHRUDDIN, J.
& HON'BLE SHRI V.K.SHRIVASTAVA, J.

04/10/2004

Shri P.K.C. Tiwari with Shri Avinash Kumar Mishra, counsel for the petitioner.

Shri Prashant Mishra, Additional Advocate General for the respondents/State.

With consent heard finally.

Learned Additional Advocate General pointed out that a clarification has been issued on 15/09/2004 by the State of Chhattisgharh. It clarifies that Gazette notification issued under Chhattisgarh Sarvajanik Nagarik Poorti Vitran Scheme, 2001 dated 13/08/2004 does not affect the working of fair price shops in Bastar Division by Primary Co-operative Societies and there is no restriction on them to continue.

It is also pointed out by learned Additional Advocate General that Gazette notification issued under the Khadhya Padardh Sarvajanik Nagarik Poorti Vitran Scheme 2001, issued on 08/07/2004, arrangements were made to run the fair price shops through LAMPS in Bastar District, but subsequently there being some practical difficulty in Bastar District, it has been decided that apart from LAMPS, Gram Panchayat, Forest Protection Committee, Minor Forest Production Committee, Primary Co-

[पीछे देखिये

(50)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक W.P. NO. 3195/2004 सन् 200

.....विरुद्ध.....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

operative Societies, Self-Help Groups shall also be entitled to run their fair price shops. It is submitted that in view of the above facts Annexure P.2 does not survive and consequent orders will be issued as soon as possible, most probably within a week.

In view of the above submissions made by learned Additional Advocate General on behalf of the State, the grievance has been redressed and as such the petition stands disposed of. Consequently, M.W.P.No.2793/2004 and I.A.No.6812/2004 also stand disposed of. C.C.

Sd/-
Fakhruddin
Judge

Sd/-
V.K. Shrivastava
Judge

Raju